

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

NEW GENERATION DEVICES, INC.,

Plaintiff,

vs.

Civil Action No. 04-2583 (KSH)

SLOCUM ENTERPRISES, INC. AND
D. BARCLAY SLOCUM TRUST
AGREEMENT

Defendants.

ORDER

KATHARINE S. HAYDEN, U.S.D.J.

This matter having come before this Court upon defendants' motion to dismiss for lack of personal jurisdiction; said matter having been referred to Magistrate Judge Patty Shwartz; Judge Shwartz having heard oral argument and delivered a Report and Recommendation ("R & R") from the bench, recommending that this Court dismiss the complaint against both defendants for lack of personal jurisdiction; this Court having reviewed *de novo* the R & R of Magistrate Judge Shwartz; and the Court having considered plaintiff's objections to the R & R; for the reasons set forth in the Court's opinion filed herewith,

IT IS on this 15th day of November, 2005,

ORDERED that the Court **adopts** Magistrate Judge Shwartz's Report and Recommendation;

It is further **ORDERED** that plaintiff's complaint is hereby dismissed.

SO ORDERED.

/s/ Katharine S. Hayden
KATHARINE S. HAYDEN, U.S.D.J